

1
2
3
4
5
6
7
8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 PRESTON SMITH, an individual;
11

12 Plaintiff,

13 v.

14 CITY OF BURBANK, et al.
15

16 Defendant.
17

) Case No. CV10-8840 VBF (AGRx)
)

) **[PROPOSED] ORDER RE MOTION**
) **FOR SUMMARY JUDGMENT, OR**
) **IN THE ALTERNATIVE,**
) **SUMMARY ADJUDICATION OF**
) **ISSUES BY THE CITY OF**
) **BURBANK, BURBANK POLICE**
) **DEPARTMENT, OFFICER ADAM**
) **BAUMGARTEN, AND OFFICER**
) **MICHAEL EDWARDS**

) **DATE: MAY 16, 2011**

) **TIME: 1:30 P.M.**

) **CTRM: 9**
)

20
21 On May 16, 2011, the Motion for Summary Judgment, or in the alternative,
22 Summary Adjudication of Issues of the City of Burbank, Burbank Police
23 Department, Officer Adam Baumgarten, and Officer Michael Edwards, came
24 before the Court for hearing.
25
26

28 **[PROPOSED] ORDER RE MOTION FOR SUMMARY JUDGMENT, OR IN**
THE ALTERNATIVE, SUMMARY ADJUDICATION OF ISSUES BY THE
CITY OF BURBANK, BURBANK POLICE DEPARTMENT, OFFICER
ADAM BAUMGARTEN, AND OFFICER MICHAEL EDWARDS

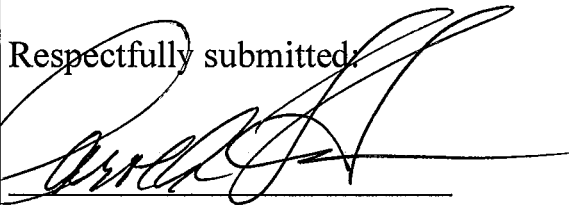
1 After consideration of the Motion, the Opposition, and the Reply, the
2 Request for Judicial Notice, and the argument of counsel, the Court rules as
3 follows:

4 The Motion for Summary Judgment is granted. The Court takes judicial
5 notice of the exhibits in support of the Motion pertaining to Case No. 9BR01353.
6 The Court adopts the Statement of Uncontroverted Facts and Conclusions of Law
7 as though fully set forth herein.

8 Dated: _____

United States District Court
Hon. Valerie Baker Fairbank

11 Respectfully submitted:

12 
13 _____

14 Carol Ann Humiston
15 Sr. Asst. City Attorney
16 Attorneys for the City of Burbank,
17 Burbank Police Department, and Officers
18 Adam Baumgarten and Michael Edwards
19
20
21
22
23
24
25
26